

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL WORK SESSION
HELD ON WEDNESDAY JANUARY 14, 2015 AT 5:30 P.M. IN THE CITY
COUNCIL CHAMBERS**

MAYOR: Alfonso E. Ortiz, Jr.

COUNCILORS: Tonita Gurule-Giron
Vince Howell
Joey Herrera
David L. Romero

ALSO PRESENT: Elmer J. Martinez, City Manager
Casandra Fresquez, City Clerk
Dave Romero, City Attorney
Juan Montano, Sergeant at Arms

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Mayor Ortiz Jr. asked for a moment of silence to appreciate the good in one's life while there are many that do without and each person can take a moment when they can to help someone in need which will make all the difference in the community.

APPROVAL OF AGENDA

City Manager Martinez recommended that Item 9 *Amendment #2 to the Souder, Miller & Associates contract for the Raw Water Conveyance Project* be moved to Item 1, Item 11 *Award of request for bids #2015-13 Landfill Corrective Measures and Closure Project to the lowest bidder, New Image Construction* be moved to Item 2 and Item 15 *Consideration of repealing Encroachment Agreement #2925-14 between Isabel Saavedra and the City of Las Vegas for property located at 1408 South Pacific Street* to Item 3 as there were interested parties in the audience. City Manager Martinez also recommended that under Item 14

Discussion and direction for the Lobbyist during the 2015 Legislative Session to remove the reference to the Amtrak Railway as it was not included in the ICIP but an item that is supported by the New Mexico Municipal league.

Councilor Gurule-Giroń made a motion to approve the agenda with recommended changes. Councilor Herrera seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

David L. Romero	Yes	Tonita Gurule-Giron	Yes
Vince Howell	Yes	Joey Herrera	Yes

City Clerk Casandra Fresquez re-read the motion and advised the motion carried.

Mayor Ortiz Jr. advised that while the reference of the Amtrak is removed from the agenda item, the City is in full support of the continuation of Amtrak.

MAYOR'S APPOINTMENTS/REPORTS

Mayor Ortiz Jr. advised he had not appointments or reports at the moment.

MAYOR'S RECOGNITION/PROCLAMATION

None at this time.

PUBLIC INPUT

Bob Wessely spoke to the Governing Body regarding the water projects that are all in the phase one of their production and asks that the governing body resist the temptation to slow the progress that they are making.

Mayor Ortiz Jr. thanked Mr. Wessely for reminding the Governing Body and he feels that none of the projects will lose momentum.

CITY MANAGER'S INFORMATIONAL REPORT

City Manager Martinez advised that due to the long agenda the Governing Body has before them he would forego his report for the evening and report at a later time.

PRESENTATIONS

Utilities Director Garcia introduced the Utilities Department Project Manager Maria Gilvarry who oversees all aspects of the projects within the Utilities Department.

Project Manager Gilvarry introduced the newest Project Manager within the Utilities Department Mr. Eric Tapia.

Mr. Rob Ederer with Souder, Miller & Associates presented to the Governing Body a status update on the Raw Water Conveyance Project. Mr. Ederer briefly went over the PowerPoint presentation that described the City's pipelines and points of diversion.

Mr. Ederer gave a brief overview of the Pre-Sediment Basins' capacity, operational flexibility and gravity flow. Mr. Ederer explained the Preliminary Engineering Report Supplementation Raw Water Pipe Network that was given completed October 2014 and proposed a 36-inch being installed and dividing the project into four phases. Mr. Ederer advised the estimated cost of the project is about 8.1 million to include construction and engineering services. Mr. Ederer described the schedule of completion and funding sources.

Mr. Ederer described the next steps for the City to take and summarized the presentation.

Questions were asked about the funding sources.

Utilities Director Garcia advised the governing body of the funding sources and the additional grant/loan from the Water Trust Board for the Bradner Reservoir that may be used depending on the outcome of the bids.

Presentation by Mr. Ed Toms with URS Corporation to provide a project status update on the Bradner Enlargement Project.

Mr. Toms gave a brief history of the Bradner Dam Enlargement Project and existing facilities. Mr. Toms described the phasing of the project with Phase 1 being the Raw Water Conveyance including downstream piping and reservoir fill and drain lines. Phase 2 is to include the remaining tasks of creating the EAP and O&M Manual, completion of designs, bidding and construction.

Mr. Toms advised the Governing Body of the funding sources that would be used which included four sources and named each in the order they would be used, State Revolving Fund (SRF) 3124 for construction only, Capital Outlay for Engineering and construction, Water Trust Board 317 for construction only and City funds.

Mr. Toms presented the schedule of the Bradner project for permitting, Phases 1 and 2 and funding.

Questions and discussion took place regarding the project timeline schedule. Concerns were expressed about the funding sources and their ability to extend any reversion dates if the funding has not been spent in time. Questions were asked about the negotiations with the Morada property.

DISCUSSION ITEMS

9. Amendment #2 to Souder, Miller & Associates contract for the Raw Water Conveyance Project.

Utilities Director Garcia advised that amendment #2 is for Planning and Design of the Raw Water Conveyance Project. The project is planned to include replacement of the existing Raw Water Conveyance pipeline between Diversion and the Bradner Inlet/Outlet. The project will include site work, control valves, air relief valves and connections. Utilities Director Garcia asked that the item not be placed on the consent agenda as updated information will be provided at the regular meeting.

11. Award of request for bids #2015-13 Landfill Corrective measures and Closure Project to the low bidder, New Image Construction.

Scott McKittrick, Project Manager of Souder, Miller & Associates gave an update and background on the Landfill closure project.

Utilities Director Garcia advised the project consists of minor grading/filling of an existing landfill cover, filling of ponding area, storm water improvements to provide improved drainage, construction of a leachate collection system and associated miscellaneous items. Bid amounts do not include NMGRT.

Questions and discussion took place regarding funding sources.

The Governing Body agreed to place the item as a consent agenda item.

15. Consideration of repealing Encroachment Agreement #2925-14 between Isabel Saavedra and the City of Las Vegas for property located at 1408 South Pacific Street.

Zoning/Licensing Supervisor Benito Lujan advised the governing body that previously the governing body had approved the encroachment agreement between Isabel Saavedra and the City of Las Vegas for a porch along South Pacific Street which encroaches approximately 7 feet onto City Right of Way of South Pacific Street. After further research by Jashe Alcon from Redline LLC, the property surveyor, it was discovered that the porch attached to Isabel Saavedra's home is part of the property according to a plat showing survey

prepared by H.E Beismen on September 7, 1966 for property located at 1408 South Pacific.

City Manager Martinez advised language would be added that the City will maintain an easement through the right of way which was agreeable with the property owner.

The Governing Body agreed to place the item as a consent agenda item.

1. Open Meetings Resolution #15-01.

City Clerk Fresquez advised the governing body the resolution establishes reasonable notice of City Council Meetings in compliance with the Open Meetings Act. Approval of the resolution is required annually.

City Clerk Fresquez advised the changes that were made to meeting time and dates were the Housing Committee would be meeting at 10:00 a.m. rather than 11:00 a.m. City Clerk Fresquez advised there was an addition of the Labor Relations Board being included in the Open Meetings Resolution.

Councilor Gurule-Giron requested that an Ethics Committee be enacted as per the City Charter.

Councilor Herrera advised recommendations to the Charter Committee should be available shortly with hopes for it to begin in March.

City Manager Martinez requested that the Extra-Territorial Authority be changed to Extra-Territorial Zoning Authority.

The Governing Body asked the item not be placed as a consent agenda item as there changes requested.

2. Resolution #15-03 Budget Adjustment Resolution.

Finance Director Gallegos advised the governing body that the City is in need of increasing or decreasing the FY 2015 budgeted revenues or expenditures, transfers in or out within the various funds. Finance Director Gallegos explained the purpose of the transfer is grant funding for advertising in working collaboratively with MainStreet, Citizens Committee for Historic Preservation, Las Vegas Arts Council, Friends of the City of Las Vegas Museum.

Questions were asked who would administer the grant.

City Manager Martinez advised contracts were provided to each of the entities named by Finance Director Gallegos and those contracts tie into the main contract the City as with the State of New Mexico.

The Governing Body agreed to place the item as a consent agenda item.

3. Resolution #15-02 Supporting the Tri-County (San Miguel, Mora and Guadalupe) Adult Reintegration Center.

City Manager Martinez advised Ms. Pat Leahan had presented previously to the governing body regarding the reintegration center. City Manager Martinez advised the Northern New Mexico HIA Team is in the final stages of completing a study on the benefits of a reintegration which will provide services necessary to help incarcerated persons become self-reliant and productive citizens, and improve overall community wellbeing.

The Governing Body agreed to place the item as a consent agenda item.

4. Memorandum of Understanding between the City of Las Vegas and Comedor De San Pascual, Inc.

City Manager Martinez advised Comedor De San Pascual would like to enter into an MOU with the City of Las Vegas to provide a meal service to persons of all ages at least one night a week.

Pam Davis of Comedor De San Pascual briefly described the agreement to the governing body.

The Governing Body agreed to place the item as a consent agenda item.

5. Agreement between the City of Las Vegas and the Friends of the Las Vegas Carnegie Library.

Gina Harris advised the governing body that the Friends of the Las Vegas Carnegie Library are proposing to enter into an agreement with OverDrive for the purpose of providing an e-book service out of Carnegie Library. Under the agreement the Friends would 100% of the cost for the first year and 66% of the cost for the second and third years.

City Manager Martinez advised the City's share will be paid from General Obligation Bond for books.

Questions and discussion took place regarding funding and how patrons can obtain the e-books.

The Governing Body agreed to place the item as a consent agenda item.

6. Resolution #15-04, a resolution Re-Adopting the State and Federal Procurement Code.

City Manager Martinez advised this process is a requirement for the CDBG Grant application.

Project Manager Cavazos advised the City is required to adopt and adhere to a procurement policy by resolution annually for CDBG projects.

The Governing Body agreed to place the item as a consent agenda item.

7. Resolution #15-05 a resolution approving a Fair Housing Policy.

Project Manager Cavazos advised the City as required to adopt a Fair Housing Policy resolution as required for CDBG application.

The Governing Body agreed to place the item as a consent agenda item.

8. Resolution #15-06, a resolution adopting the City of Las Vegas' Section 3, Citizenship participation and Residential Anti-Displacement and Relocation Assistance Program.

Project Manager Cavazos advised the as per CDBG grant applications, the City is required to adopt a Section 3, Citizenship Participation and Residential Anti-Displacement and Relocation Assistance Plan annually.

Questions were asked for clarification of anti-displacement and relocation assistance plan and would adopting three plans as one resolution be acceptable.

10. Award of request for bids #2015-12 and enter into agreement for liquid aluminum sulfate for the Water Treatment Plant.

Utilities Director Garcia advised liquid aluminum sulfate is required to ensure proper filtration of the water supply. One bid was received and is the company that currently supplies the chemical and there is no cost increase. Utilities Director advised the budget for liquid aluminum sulfate is \$15,000. The company that submitted the bid was Chemtrade Chemicals US, LLC.

The Governing Body agreed to place the item as a consent agenda item.

12. Resolution #14-69 authorizing the purchase of a Utility easement and real property from Floyd's Rental Center Inc.

Utilities Director Garcia advised the City is installing an effluent water system that will supply water to Hanna Park. The purchase of the roadway between Floyd's Rental Center and the Las Vegas Recreation Center, half of the entrance to the Recreation Center as well as the purchase of an easement through Floyd's Rental Center is needed to obtain the easement for the installation of the effluent

water line between North Grand Avenue and the effluent water line at the NMHU golf course.

Questions and discussion took place regarding disclosing any information of relation of financial interest prior to voting on the item when presented.

Councilor Herrera advised that his first cousin is married into the Chavez family and he would abstain from the vote.

The Governing Body agreed to not place the item as a consent agenda item.

13. Publication of Ordinance #14-10 Bond Water System Improvements repealing and replacing Ordinance 12-16.

Utilities Director Garcia advised the bond ordinance in the maximum aggregated principal amount of \$20 million and will authorize the issuance of one or more series of the New Mexico water utility loan system improvement revenue bonds based on the agreement between the City and the New Mexico Finance Authority. The bond ordinance expired on November 19, 2014 and needs to be extended. Utilities Director Garcia advised the agenda background lists an amount of \$45,664,061.00 and he is unsure where that number came from and would like to check with his Administrative Assistant and Financial Specialist and bring an accurate number to the governing body and requested the item not be placed as a consent agenda item.

Questions were asked about the ordinance process and if the ordinance will be published.

City Manager Martinez advised at the next regular meeting the ordinance will be for publication only and the following meeting would be adopted through the public hearing.

14. Discussion and direction for Lobbyist during the 2015 Legislative Session.

City Manager Martinez advised the City Council has identified Water and the Recreation Center as Legislative priorities and thus will require a lobbying effort by the City. City Manager Martinez gave the governing body a brief estimate of the cost associated with sending one Council Member two to three days a week during the Legislative Session which would approximately be \$3,114.00.

Discussion took place regarding the upcoming Legislative Session.

Councilor Gurule-Giron advised the City's Charter is very specific that the Mayor is the spokesperson and members of the council should have the opportunity to attend should they chose to.

Discussion took place regarding lobbying efforts to obtain the old State Police Building and the PNM building for the City.

The Governing Body agreed to place the item as a consent agenda.

City Manager Martinez advised he had items for Executive Session regarding personnel matters and negotiations on water rights.

Questions and discussion took place regarding phone votes in the absence of any member of the Governing Body.

Concern was expressed regarding the Little Caesars business not following one of the condition to build a wall set forth during the approval for them to build at their location and the residents in the area are upset.

City Manager Martinez advised he received the call also regarding Little Caesars and the ordinance called for a six foot wall built but due to utilities located along that line it would have compromised the utilities since the concrete wall requires a deep trench. City Manager Martinez expressed his concern that the utilities were not identified prior.

Councilor Howell made a motion to convene into Executive Session. Councilor Gurule-Giron seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

David L. Romero	Yes	Tonita Gurule-Giron	Yes
Vince Howell	Yes	Joey Herrera	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

EXECUTIVE SESSION

Councilor Herrera made a motion to reconvene into regular session, no action was taken. Councilor Gurule-Giron and Councilor Romero seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

Vince Howell	Yes	Tonita Gurule-Giron	Yes
David L. Romero	Yes	Joey Herrera	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

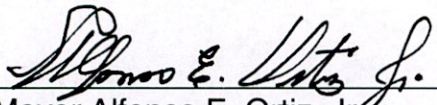
Councilor Herrera made a motion to adjourn. Councilor Gurule-Giroñ seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

David L. Romero	Yes	Tonita Gurule-Giron	Yes
Vince Howell	Yes	Joey Herrera	Yes

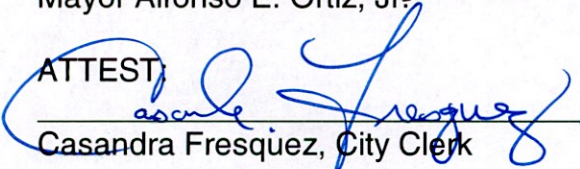
City Clerk Casandra Fresquez re-read the motion and advised the motion carried.

ADJOURN



Mayor Alfonso E. Ortiz, Jr.

ATTEST:



Casandra Fresquez, City Clerk